



MEDICAL BOARD OF CALIFORNIA
Executive Office



**ADVISORY COMMITTEE ON
PHYSICIAN RESPONSIBILITY IN
THE SUPERVISION OF
AFFILIATED HEALTH CARE
PROFESSIONALS**

MEMBERS OF THE COMMITTEE

Mary Lynn Moran, M.D., Chair
Janet Salomonson, M.D.
Gerrie Schipske, R.N.P., J.D.
Christopher Barnard, M.D.
Jack Bruner, M.D.
Beth Grivett, P.A.
Suzanne Kilmer, M.D.
James Newman, M.D.
Paul Phinney, M.D.
Harrison Robbins, M.D.

October 20, 2010

2005 Evergreen Street
First Floor Hearing Room
Sacramento, CA 95815
916-263-2389

*Action may be taken on any
item listed on the agenda.*

AGENDA

11:00 a.m. – 1:00 p.m.
(or until the conclusion of Business)

ALL TIMES ARE APPROXIMATE AND SUBJECT TO CHANGE

**If a quorum of the Board is present, members of the Board who are not members
of the Committee may attend only as observers.**

1. Call to order -- Dr. Moran

2. Roll call

3. Public comment on items not on the agenda

Note: The Board/Committee may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a)]

4. Approval of Committee meeting minutes of June 23, 2010 -- Dr. Moran

5. Update of the status of SB 1150 (Negrete McLeod) and AB 2566 (Carter) -- Ms. Simoes

6. Legal staff review of relevant laws and regulations within the Medical Practice Act regarding what constitutes the practice of medicine, the unlicensed practice of medicine, and corporate practice considerations -- Mr. Heppler and Ms. Scuri

The mission of the Medical Board of California is to protect healthcare consumers through the proper licensing and regulation of physicians and surgeons and certain allied healthcare professions and through the vigorous, objective enforcement of the Medical Practice Act, and to promote access to quality medical care through the Board's licensing and regulatory functions.

7. Scope of practice questions regarding mid-level practitioners and physicians –

A. Board of Registered Nursing, Miyo Minato, M.N., R.N., Nursing Education Consultant

- What is the scope of practice of nurse practitioners and registered nurses?
- Can nurse practitioners and registered nurses engage in independent practice? If so, when and where and under what authority?
- What are Standardized Procedures? How are they developed? What implications do they have with respect to physician oversight?
- Can registered nurses prescribe dangerous drugs and devices without a physician performing an appropriate prior examination?
- When a patient is treated by a registered nurse, must a supervising physician see the patient prior to delegation of treatment?
- What is the role of the supervising physician with respect to registered nurses according to current regulation and statutes?
- May a supervising physician be offsite?
- Can nurse practitioners supervise registered nurses? What are the statutes relevant to this relationship? Can they perform a good faith exam and then delegate treatment to a registered nurse? What is the responsibility of the supervising physician in this scenario?

B. Physician Assistant Committee, Glenn Mitchell, Regulatory and Licensing Coordinator

- What is the scope of practice of physician assistants?
- Can physician assistants prescribe dangerous drugs and devices without a physician performing an appropriate prior examination?
- Can physicians delegate prescriptive authority to a physician assistant without an appropriate prior exam?
- Can a physician assistant engage in independent practice? If so, when and where and under what authority?
- Can physician assistants prescribe dangerous drugs and devices without a physician performing an appropriate prior examination?
- Can physicians delegate prescriptive authority to a physician assistant without an appropriate prior exam?

- Can a physician assistant engage in independent practice? If so, when and where and under what authority?
 - What is the role of the supervising physician with respect to physician assistants according to current regulations and statutes?
 - Can physician assistants supervise registered nurses? What are the statutes relevant to this relationship? Can they perform a good faith exam and then delegate treatment to a registered nurse? What is the responsibility of the supervising physician in this scenario?
8. Does the Committee wish to make any recommendations for action items to Board staff, a Board Committee, or the full Board about the role of physicians, such as in delegating diagnosis/treatment to registered nurses, physician assistants, and nurse practitioners?
 9. Future agenda items and meeting dates
 10. Adjournment

NOTICE: *The meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Cheryl Thompson at (916)263-2389 or email cthompson@mbc.ca.gov or send a written request to Ms. Thompson at the Medical Board of California, 2005 Evergreen Street, Suite 1200, Sacramento, CA 95815. Providing your request at least five (5) business days before the meeting will help ensure availability of the requested accommodation.*

Meetings of the Medical Board of California are open to the public except when specifically noticed otherwise in accordance with the Open Meetings Act. The audience will be given appropriate opportunities to comment on any issue presented in open session before the Board, but the President may apportion available time among those who wish to speak.

For additional information call (916) 263-2389.